



## Iowa Board of Pharmacy

### Board Meeting Agenda Tuesday, January 16, 2018

400 SW 8th Street, Suite E | Des Moines, Iowa 50309

#### 9:00 a.m. Call to Order & Announcements

**Administrative Hearings**—unless otherwise indicated, hearings may be held in open or closed session at the discretion of the licensee, pursuant to Iowa Code § 272C.6(1).

- 9:00 a.m. 2017-25, Justin Gardner, Technician Registration 24407, Council Bluffs
- 9:00 a.m. 2017-130, Leah (Cullison) LeCount, Technician Registration 20200, Moline, IL
- 1:00 p.m. 2017-55, Distinguished Pharmacy, Nonresident Pharmacy License 4272, Houston, TX

**Closed Session Agenda**—these agenda items will be handled in closed session before and after scheduled hearings and after the conclusion of open session agenda items. For closed session agenda items requiring final action, the Board will vote on these items in open session.

*Motion to go into closed session pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; and pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of Iowa Code chapter 17A.*

1. Review of Closed Session Minutes – 21.5(1)(a)
  - a. October 31-November 1, 2017 Closed Session Minutes
2. Complaints and Investigative Reports – 21.5(1)(d)
3. Notice of Hearings and Statement of Charges – 21.5(1)(d)
4. Settlement Agreement and Final Orders – 21.5(1)(f)
  - a. 2017-31, Stephanie Carberry, Registration 17243, Council Bluffs
  - b. 2017-32, Anthony Allee RPh, License 21301, Omaha, NE
  - c. 2017-33, Leeds Pharmacy, License 227, Sioux City
  - d. 2017-33, Robert Rehal RPh, License 17478, Sioux City

- e. 2017-54, United Specialty Pharmacy, Nonresident Pharmacy License  
4616, Euless, TX
- 5. Combined Statement of Charges, Settlement Agreement and Final Orders –  
21.5(1)(d) & (f)
- 6. Probation Monitoring – 21.5(1)(a) & (d)

Return to Open Session

*Motion to go into closed session pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of Iowa Code chapter 17A.*

- 1. Findings of Fact, Conclusions of Law, Decision and Order – 21.5(1)(f)
  - a. Premier Distribution Inc., Wholesale Distributor Applicant, West Des Moines
  - b. 2016-173, Richard Grote RPh, License 16187, Hampton

## **Wednesday, January 17, 2018**

400 SW 8th Street, Suite E | Des Moines, Iowa 50309

### **9:00 a.m. Call to Order & Announcements**

**Public Comment Period**—*anyone who has submitted material for the agenda will be given an opportunity to address the Board during the particular agenda item. A member of the public wishing to address the Board regarding a particular agenda item should raise a hand during that agenda item to be recognized. During the initial public comment period, members of the public will have the opportunity to address the Board regarding any items not on the agenda, or any agenda item if the person is unable to be present for the discussion of the particular agenda item. Acknowledgment and an opportunity to speak will be limited to 5 minutes per person, with additional time allowed at the discretion of the chairperson.*

### **Approval of Minutes**

1. October 31-November 1, 2017 Open Session Minutes
2. November 17, 2017 Open Session Minutes

### **Requests**

1. Request for Internship Hours-Loai Saadah, Intern License 2122, Iowa City
2. Request for Internship Hours-Jinjoo Hyun, Morganville, NJ
3. Request to Waive Collaborative Practice Requirement in rule 8.34-Tammy Bickel, Pharmacist License 18673

### **Licensure/Registration Application Review**

1. Licensure by Consent Agreement, Robert J Matthews Co., Nonresident Pharmacy License Applicant, Massillon, Ohio

### **Reports & Informational Items**

1. Executive Director's Report
2. Iowa Pharmacists Annual Workforce Report
3. Meetings and Travel
4. Budget
5. PMP and MedDrop Update
6. IMP3 Report
7. Legal Report
8. UnityPoint Health Finley Hospital Pharmacy TCT Report

9. UnityPoint Health Allen Hospital Pharmacy TCT Report
10. NABP – USP 800 Memo
11. HyVee Iowa Error Report 3<sup>rd</sup> Quarter 2017
12. NuCara 2017 4<sup>th</sup> Quarter Telepharmacy Report

## Rules and Legislation

1. Discussion and Vote to register (for/against/undecided) on specific legislation
  - a. IPA's legislation (statewide protocols, vaccine & immunization administration, technician product verification, and technician transfers)
  - b. Pre-filed Governor's Office of Drug Control Policy Bill (5320XD) related to prescriber activity reports
2. Discussion and Consensus regarding Board position on potential legislation
  - a. Adding penalty provisions to e-prescribing
  - b. Explicit allowance for pharmacies to fill non-e-prescribed prescriptions without verifying the existence of an exception
  - c. Mandatory PMP registration
  - d. Mandatory PMP use
  - e. Mandatory continuing education on opioids
  - f. Prescribing or dispensing limitations or mandates for opioids
  - g. HSB 519: An Act relating to the real-time transmittal of information to the prescription monitoring program by licensed pharmacies and including effective date provisions.
  - h. HSB 520: An Act relating to the issuance of prescriptions for an opiate that is a schedule II controlled substance and making penalties applicable.
  - i. HSB 522: An Act relating to information reporting to the information program for prescribing and dispensing.
  - j. HF 2009 re: Practitioner registration not exempt from confidentiality provisions
3. Discussion and Vote to delegate authority to the Executive Director to speak on behalf of the Board regarding legislation impacting the practice of pharmacy and prescription drug distribution
4. Adoption and Filing of amendments to subrule 2.2(1), regarding use of ITIN for pharmacist license applicants
5. Adoption and Filing of amendments to chapter 6, "General Pharmacy Practice."
6. Adoption and Filing of amendment to rule 8.20, "Valid prescriber/patient relationship"
7. Adoption and Filing to rescind chapter 9, "Automated Medication Distribution Systems, and Telepharmacy Services" and rescind and replace chapter 21, "Electronic Data in Pharmacy Practice"
8. Adoption and Filing of amendments to chapter 11, "Drugs in Emergency Medical Service Programs" and amending reference in rule 5.17
9. Adoption and Filing of rescission and replacement of chapter 28, "Agency Procedure for Rule Making"

10. Proposed Notice of Intended Action to amend chapter 10, “Controlled Substances” to temporarily designate controlled substances and add precursor substances

**1:00 p.m. Probationary Appearances and Requests** – portions of the discussion may be held in closed session pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; and pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of Iowa Code chapter 17A.

1. Candace Prashad, RPh, Pharmacist License No. 20358, Case 2011-5
2. Diane Simko Hilliard, RPh, Pharmacist License No. 21016, Case 2010-147

**2:00 p.m. Request for Reinstatement**—closed session pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; and pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of Iowa Code chapter 17A.

1. Mary McMillan, Pharmacist License No. 19740, Case No. 2014-57

### **Closed Session**

Continuation of any unfinished business from the closed session agenda for January 16, 2018, will be held after the conclusion of the above agenda items.

### **Adjournment**